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UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON

**MARK ZETLMAIER,**

Case No. 1:13-cv-1627-HZ

Plaintiff,

vs.

ORDER


**COMMISSIONER of Social Security,**

Defendant.

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Attorneys' fees in the amount of \$13,928.00 are hereby awarded to Plaintiff's attorney pursuant to 42 U.S.C. § 406(b). The court finds this is a reasonable fee. Previously, this court awarded fees pursuant to the Equal Access To Justice Act (EAJA), 28 U.S.C. § 2412. When issuing the § 406(b) check, the agency is directed to subtract the amount of the EAJA fee previously received by the attorney for the disability merits litigation, and to send to Plaintiff's attorney the balance of **\$4,728.00**, minus any user fee. Any amount withheld after all administrative and court attorneys fees are paid should be released to the claimant.

DATED this 6 day of May, 2016.

  
MARCO A. HERNANDEZ  
United States District Court Judge

Presented by:  
s/ Tim Wilborn, OSB # 944644  
(702) 240-0184  
Attorney for Plaintiff

ORDER